

Gerald J. Villella, Esq.
Assistant Solicitor
626 State Street
Erie, Pa. 16501


22 January 2007

In re: Warren Durham Jr. v. James D. Washburn, et al.
C.A. No. 02-82 Erie

Dear Mr. Villella:

I accept the Settlement offer of \$2000.00 to settle the above matter,
consistent with your correspondence of January 18, 2007. (enclosure)

Sincerely,


WARREN DURHAM JR.
12119 MATHERSON AVE.
CLEVELAND, OH. 44135

FILED

'07 JAN 26 P 1:29

CLERK
U.S. DISTRICT COURT

cc: Hon. Maurice Cohill



The City of Erie, Pennsylvania

Joseph E. Sinnott, Mayor

January 18, 2007

Mr. Warren Durham
12119 Matherson Avenue
Cleveland, OH 44135

Re: Durham v. Erie & West End Auto Body
USDC W. PA No. 02-82

Dear Mr. Durham,

In a firm and final effort to settle your claim before the Summary Judgment motions of the City and West End are decided, the City of Erie will now offer \$1,000.00 to you. We assume that the \$1,000.00 offer from West End is still available, so you would receive a total of \$2,000.00. While The City had been willing to offer \$2,500.00 prior to preparing the Summary Judgment motion, you were not willing to accept this. Given that we have expended the time to file the Motion and Brief, we feel we must reduce our offer so that the City is not paying more than West End to settle a case which we believe should be dismissed under the law.

Judge Cohill has asked that we let him know the status of this settlement offer no later than January 29, 2007, so that he will know whether to proceed with his opinion on the Motions. We look forward to hearing from you shortly.

Sincerely yours,

Gerald J. Vilella, Esq.
Assistant Solicitor

cc. Hon. Maurice Cohill
David Ridge, Esq.

Office of the City Solicitor

Gregory A. Karle, Esquire, City Solicitor
626 State Street, Room 505, Erie, PA 16501-1128
Ph: (814) 870-1230 • Fax: (814) 455-9438 • Email: gkarle@erie.pa.us



Marion Durham Jr.
12119 Matherson Ave
Cleveland OH, 44135

Hon. Maurice Cohill
U.S. District Court
17 South Park Row
Erie, PA, 16501

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